

4278

ORIGINAL

CHEN, J.

CV 14

Complaint

BLOOM, M.J.

JURY TRIAL DEMANDED

CV 14

4278

NAME AND ADDRESS

OF PLAINTIFF BRENDA JOHNSON

105-31 191 STREET

QUEENS NY 11413

PRO SE

NAME AND ADDRESS OF DEFENDANTS

(PAGE 1)  
OF 2

The City of New York et al.

The New York City Police Department

ONE POLICE PLAZA

NEW YORK NY 10038

The New York City Criminal Court county of Queens

125-01 QUEENS BLVD.

KEN GARDENS NY 11415

The NYC Law Department

The Corporation Counsel of New York City

100 CHURCH STREET

NEW YORK NY 10007

P.O. Rinaldo Alvarez TAX # 987853

103RD PRECINCT EDWARD

168-02 RD. BYRNE AVE.

JAMAICA NY 11432

RECEIVED

JUL 11 2014

P.O. JOHN DOES # 1-8

PRO SE OFFICE

UNKNOWN

NEW YORK CITY Police Dept.

ONE POLICE PLAZA

NEW YORK NY 10038

Brenda Johnson  
(917) 734-4741

July 11, 2014

COMPLAINT

JULY TRIAL DEMAND

NAME AND ADDRESS

OF PLAINTIFF BRENDA JOHNSON

105-31 191 STREET

QUEENS NY 11412

PRO SE

NAME AND ADDRESS OF DEFENDANTS

CONTINUED (Page 2 of 2)

ADA HARRY NUSSCOFF

CRIMINAL COURT OF THE CITY OF NEW YORK

125-01 QUEENS BLVD.

KEW GARDENS NY 11415

ADA DEBORAH WASSER

CRIMINAL COURT OF THE CITY OF NEW YORK

125-01 QUEENS BLVD.

KEW GARDENS NY 11415

JUDGE SUZANNE MELENDEZ

CRIMINAL COURT OF THE CITY OF NEW YORK

125-01 QUEENS BLVD.

KEW GARDENS NY 11415

JUDGE STEPHANIE ZARO

CRIMINAL COURT OF THE CITY OF NEW YORK

125-01 QUEENS BLVD.

KEW GARDENS NY 11415

Judge ELISE KOENDERMAN

CRIMINAL COURT OF THE CITY OF NEW YORK

125-01 QUEENS BLVD.

KEW GARDENS NY 11415

Brenda Johnson  
(917) 734-4741  
July 11, 2014

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT of New York

COMPLAINT  
JURY TRIAL DEMANDED

BRENDA JOHNSON

PLAINTIFF

AGAINST

PRO SE

NEW YORK City et al  
The New York City Police Department  
P.O. REINALDO ALVAREZ TAX # 922853 individually AND  
OFFICIAL CAPACITY OF AN EMPLOYEE OF THE CITY OF NEW YORK  
Police Department, POLICE OFFICERS JOHN DOES # 1-8 individually  
AND OFFICIAL CAPACITY OF AN EMPLOYEE OF THE CITY OF NEW YORK  
Police Department Emergency Service Unit/Hastings Negotiation Unit.  
The New York City Criminal Court County of Queens.  
ADA HARRY MUSSDORF individual AND OFFICIAL CAPACITY AS AN EMPLOYEE  
OF THE NYC CRIMINAL COURT County of Queens. ADA DEBORAH WASSER  
individually AND OFFICIAL CAPACITY AS AN ADA IN THE NEW YORK CITY  
CRIMINAL COURT County of Queens. Judge SERRANO MELERO individual  
AND OFFICIAL CAPACITY AS JUDGE FOR THE NEW YORK CITY CRIMINAL COURT County  
of Queens. Judge STEPHANIE ZARO individually AND OFFICIAL CAPACITY  
AS JUDGE FOR THE NEW YORK CITY CRIMINAL COURT County of Queens.  
Judge ELISE KOENDERMAN individual AND OFFICIAL CAPACITY AS  
AN EMPLOYEE OF THE CITY OF NEW YORK County of Queens.

July 11, 2014

Brenda Johnson  
(918) 734-4741

COMPLAINT  
JURY TRIAL DEMANDED

The jurisdiction of the Court is invoked  
pursuant to 28 USC 1983

United States code which contains all Federal  
law

All PERSONS should freely report to the  
Courts for redress of wrong (and) the law  
protects them when they act in good faith  
and upon reasonable ground.

Venue is proper in the United States District  
Court for the Eastern District of New York  
pursuant to 28 USC because at least one of  
the defendants resides in the Eastern District.

Plaintiff DEMAND a JURY TRIAL in this  
action on each and everyone of the claims.

Brenda Johnson  
(917) 334-4741

Complaint  
JURY TRIAL DEMANDED

## The New York City Police Department

Defendant City of New York is a municipal Corporation duly incorporated and authorized under the laws of the State of New York pursuant to § 431 of its Charter. The City of NEW YORK is authorized under the laws of The State of New York to maintain a police Department The New York Police Department (NYPD) which acts as its agent in the area of law enforcement and for which it is ultimately responsible the City assumes the risk incidental to maintenance of a Police Force and employment of police officers.

At All Relevant times The City of New York and its hired employed, supervised and controlled the individual defendants.

July 11, 2014

Branda Johnson  
(917) 734-4741

Complaint  
Jury Trial Demanded

## Criminal Court Jurisdiction

NYC Criminal Court has trial jurisdiction over misdemeanor and petty offenses (these where the defendant faces no more than one year in jail upon conviction after trial.)

Trial Jurisdiction means that once the defendant have been accused of the offense, the court has the authority to accept a plea of guilty conduct a trial or otherwise dispose of the charges.

Criminal Court handles all aspects of these cases from arraignment to trial readiness to final disposition

July 11, 2014

Brenda Jahn  
(917) 734-4741

Complaint  
Jury Trial Demanded

Criminal Court of The City of New York county of Queens  
Criminal Court of The State of New York county of Queens

Defendants

Assistant District Attorneys

Assistant District Attorney of counsel to  
Richard A. Brown, the District Attorney  
of QUEENS County. Attorneys admitted  
to practice law in the State of New York.

Defendants

By Statute Criminal Court has 107 authorized  
judgeships. Each criminal court judge must be  
a resident of New York City. The judges are  
appointed by the Mayor of the City of New York

July 11, 2014

Brinda John  
(917) 234-4741



Complaint  
Jury Trial Demanded

Plaintiffs claims for declaratory and  
injunctive relief are authorized by USC  
and Rule 57 of the Federal Rules of  
Civil Procedure.

Award attorneys fee pursuant to 42 U.S.C. 51988

Award cost of suit pursuant to 42 USC 1920 and 1988

Award such other and further relief as this  
Court may deem appropriate and equitable, including  
injunctive and declaratory relief as may be required  
in the interest of justice.

July 11, 2014

Brenda Johnson  
(917) 734-4741



COMPLAINT  
Jury trial Demanded

This is a Civil Rights action brought by Plaintiff BRENDI JOHNSON to seek relief for the defendants violation of her civil rights secured by the Civil Rights Acts of 1871, 42 U.S.C. § 1983 Also the rights secured by the 4<sup>th</sup> (fourth) Amendment, 5<sup>th</sup> (fifth) Amendment, 6<sup>th</sup> (sixth) Amendment, 8<sup>th</sup> (eighth) Amendment and 14<sup>th</sup> (fourteenth) Amendment of the United States Constitution

Plaintiff seek compensatory and punitive damages, injunctive and declaratory relief and such other relief as this court deems equitable and just

Brendi Johnson  
(917) 734-4741

## Complaints JURY TRIAL Demanded

Plaintiff was lawfully in House on August 10, 2011. At approximately 8<sup>30</sup>pm (eight thirty) members of The New York City Police Department did unlawfully break into the house with assault weapons drawn in full military style gear to include helmets, vests and long assault rifles at 105-31 191 Street Jamaica Queens New York 11412. The New York City Police Department Officers UNLAWFULLY arrested Plaintiff inside of the house without cause or justification.

Plaintiff is a American citizen who is protected under The United States Constitution.

The New York City Police Department action violated Plaintiffs Civil Rights, 4th and 14th Amendment

The New York City Police who broke into the house and illegally handcuffed and arrested plaintiff never identified themselves. They did not say why Plaintiff was being illegally removed by force and they used excessive force including assault rifles weapons pointed directly at Plaintiff.

Plaintiffs civil rights were violated 8th Amendment

Complaint  
Jury Trial Demanded

The New York City Police Department has a policy where lower ranking officers (employees) have to obey the commands or orders given to them by their superior ranking officers (supervisors)

This policy is a direct result in The United States Constitution (4<sup>th</sup>) fourth amendment being violated.

Which protects citizens in their home and property.

Plaintiff's property was taken from her person and was never vouchered and never returned.

It was taken on August 10, 2011 at the New York City Police Department Precinct by an unidentified

Police Officer. Plaintiff's property was illegally taken.

Plaintiff's (5<sup>th</sup>) fifth amendment right was violated.

Plaintiff was also removed from precinct on August 10, 2011 in handcuffs to hospital by ambulance.

Plaintiff suffered and needed medical attention

because of the defendants falsely charged plaintiff with violations of the laws of the State of New York.

Brinda John  
(917) 734-4741

Complaint  
Jury Trial Demanded

Plaintiff's property and belongings inside of the home were destroyed and several things missing after she was illegally removed. Plaintiff had to replace several items to include legal documents. As a result of the Police Officers actions her United States Constitutional Rights under the 4<sup>th</sup> (fourth), 8<sup>th</sup> (eight) and 14<sup>th</sup> (fourteenth) Amendments were violated and Plaintiff experienced physical, personal and emotional injuries, pain and suffering, fear an invasion of privacy, psychological pain, emotional distress, mental anguish, embarrassment and humiliation. Also a lost of employment which she had ten (10) years Seniority.

Brenda Jahn  
(917) 734-4741

COMPLAINT  
JURY TRIAL DEMANDED

The officers that did not touch Plaintiff failed to intervene and protect her from the above mentioned violations,

The New York City Police Department has a policy where they can assign an officer to be the arresting officer. The officer does not have to be the officer that handcuffed the person being arrested. As a result of this policy Plaintiff's Constitutional Rights under the Sixth (6<sup>th</sup>) Amendment was violated.

Brenda Johns  
(917) 734-4741

## COMPLAINT

## JURY TRIAL DEMANDED

Plaintiff was required to appear in court for (17) Seventeen court appearances. On Several court appearances ADA NUSSDORF answered for the people. ADA NUSSDORF ON SEPTEMBER 14, 2011 AND OCTOBER 17, 2011 ASKED why is the case being handled by him. On January 30, 2012 ADA NUSSDORF STATED THE PEOPLE WERE NOT READY. UNDER NEW YORK STATE CRIMINAL Procedure law CPL 30.30. A MISDEMEANOR Sets legal time limitations (90) days. JANUARY 30, 2012 THE CASE WAS SIX MONTHS (180 DAYS) <sup>plus</sup> AFTER THE ARREST DATE. PLAINTIFF'S CASE WAS CONTINUED AND PROLONGED BY ADA NUSSDORF, ADA DEBORAH WASSAL, JUDGE STEPHANIE ZARO, JUDGE SUZANNE MELENDEZ AND JUDGE ~~KOENIGSMAN~~ <sup>ELISA KOENIGSMAN</sup> PLAINTIFF WAS TO APPEAR IN ONE COURT PART WHEN THE ASSIGNED ADA (ASSISTANT DISTRICT ATTORNEY) WAS ASSIGNED TO A DIFFERENT PART THE SAME DATE AND TIME. PLAINTIFF WAS ASSIGNED TO APPEAR IN ONE COURT PART WHEN THE JUDGE WAS ASSIGNED TO A DIFFERENT PART.

At all times relevant herein the individual defendants acted intentionally, willfully, maliciously, Negligently and with reckless disregard for and deliberate indifference to Plaintiffs rights and Physical and mental well being. Plaintiffs Civil Rights guaranteed by The United States Constitution (6th) amendment WAS INTENTIONALLY VIOLATED.

Brande-John

917 734-4741

## Complaint

JURY TRIAL DEMANDED

Plaintiff was maliciously prosecuted as a result of this illegal arrest. The judicial system has been misused. Under New York State Rule Procedure Law CPL 30.30, which sets legal time limitations for an A misdemeanor CPL 30.30 is 90 (ninety) days. Plaintiff's 6<sup>th</sup> (sixth) amendment was violated from the United States Constitution. Plaintiff's civil rights were violated.

Plaintiff was required to appear in court for seventeen (17) court appearances. Plaintiff was illegally removed and arrested on August 10, 2011. Plaintiff remained in jail on August 10, 2011. Plaintiff remained in jail on August 11, 2011. Plaintiff remained in jail most of August 12, 2011. Plaintiff was R.O.R. on August 12, 2011.

The lengthy court proceedings and the Dismissal of the case after (17) seventeen court appearances to include August 2011 - December 2011, January 2012 - December 2012 and (3) three appearances in January 2013 and the Dismissal of the case by the Judge is evidence that it was made falsely maliciously and with the intent to harass, scandalize and injure plaintiff.

Brenda Johnson (17)  
734-4741



COMPLAINT  
Jury Trial Requested

## LIST OF COURT APPEARANCES

2011

- 1 August 12, 2011
- 2 September 16, 2011
- 3 October 17, 2011
- 4 October 31, 2011
- 5 December 14, 2011

2012

- 6 JANUARY 30, 2012
- 7 FEBRUARY 29, 2012
- 8 APRIL 12, 2012
- 9 MAY 17, 2012
- 10 JUNE 22, 2012
- 11 JULY 31, 2012
- 12 SEPTEMBER 07, 2012
- 13 OCTOBER 19, 2012
- 14 DECEMBER 11, 2012

2013

- 15 JANUARY 08, 2013
- 16 JANUARY 09, 2013
- 17 JANUARY 16, 2013

Brenda Johnson  
(917) 734-4741

Complaint  
Jury trial Demanded

Plaintiff seeks relief from all defendants  
named below for violating civil rights of  
The UNITED STATES Constitution  
New York State Constitution

Plaintiff seeks relief  
MONEY 5,000,000<sup>00</sup> (Five million U.S. Dollars)  
TOTAL

Plaintiff seek relief as this court deems  
equitable and just

Plaintiff seek Relief from

P.O. REINALDO ALVAREZ TEX # 927853 NYPD

P.O. OFFICERS JOHN DOES # 1-8 NYPD

ADA HARRY NUSSDORF NYC QUEENS CRIMINAL COURT

ADA DEBORAH WASSEL NYC CRIMINAL COURT QUEENS COUNTY

JUDGE SUZANNE MELENDEZ NYC CRIMINAL COURT QUEENS COUNTY

JUDGE STEPHANIE ZARO NYC CRIMINAL COURT QUEENS COUNTY

JUDGE ELISE KOENDERMAN NYC CRIMINAL COURT QUEENS COUNTY

NEW YORK CITY POLICE DEPT.

NEW YORK CITY

Brande-Jahn  
917 734-4741

# Complaint Jury Trial Demands

Plaintiff seeks relief from all defendants  
named below for violating his Civil Rights of  
The United States Constitution  
New York State Constitution

Plaintiff seeks monetary relief  
Money 5,000,000<sup>00</sup>/<sub>100</sub> (Five Million U.S. Dollars) TOTAL

Plaintiff seeks relief from

The City of New York	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
The New York city Police Dept,	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
P.O. REINALDO ALVAREZ	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
P.O.s JOHN DOES #1-8	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
ADA HARRY NUSSDORF	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
ADA DEBORAH WASSER	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
Judge STEPHANIE ZARO	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
Judge SUZANNE MELENDEZ	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
Judge ELISE KOENDERMAN	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
The NEW YORK City Criminal Court COUNTY OF QUEENS	5,000,000 <sup>00</sup> / <sub>100</sub> (Five million)
	<b>FIVE MILLION DOLLARS TOTAL</b>

July 11, 2014 Brenda Johnson

917 734-4741